

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEW MEXICO**

In re:

ROMAN CATHOLIC CHURCH OF THE  
ARCHDIOCESE OF SANTA FE, a New  
Mexico corporation sole,

Debtor.

Chapter 11

Case No.: 18-13027-t11

**STIPULATED ORDER GRANTING AND CONDITIONING RELIEF FROM  
STAY BETWEEN DEBTOR AND DEFENDANT J.W.**

THIS MATTER came before the court upon the motion to approve this stipulated order agreed to by and between the Roman Catholic Church of the Archdiocese of Santa Fe, a New Mexico Corporation sole, the debtor and debtor-in-possession (the “Debtor”) (the “Debtor”), by counsel, and Defendant J.W., by counsel, to modify the automatic stay provided for in Bankruptcy Code §362 to the extent and on the conditions set out below. The parties are represented by counsel as shown by their approvals below.

Based upon the stipulations of Sister and Debtor, THE COURT FINDS:

1. On December 3, 2018 (the “Petition Date”), the Debtor commenced this Bankruptcy Case by filing a voluntary petition for relief under Chapter 11 of the Bankruptcy Code.
2. The Debtor is authorized to operate its businesses as a debtor-in-possession pursuant to 11 U.S.C. §§ 1107(a) and 1108.
3. The Unsecured Creditors Committee was appointed in this case on December 18, 2018 at Docket # 53.
4. On October 12, 2018, Thomas Paickattu filed his Complaint for Retaliatory Discharge and Civil Racketeering in the Second Judicial District Court for the State of New Mexico (the “State Court”) commencing Cause No. D-202-CV-2018-07481 (the “State Court

**EXHIBIT**

Action”).

5. On December 4, 2018, J.W. filed an Unopposed Motion to Reform the Complaint and Seal the Record (the “State Court Motion”), and submitted an Unopposed Order to Reform the Complaint and Seal the Record (the “State Court Order”). A redacted copy of the State Court Order is attached hereto as Exhibit A.

6. On March 5, 2019, J.W. filed the Motion to Approve Stipulated Order Granting and Conditioning Relief From Stay (Doc. No. 109)(the “Motion”) for the sole purpose of modifying the automatic stay to allow for the State Court Order to be entered by the State Court.

7. Copies of the Motion, along with a copy of this stipulated order, were served in accordance with Bankruptcy Rule 4001(d)(1) on the creditors shown on the list filed pursuant to Bankruptcy Rule 1007(d), and the office of the U.S. Trustee. Notice (Doc. No. 110) of the filing of the motion with a copy of this stipulated order attached was transmitted also to those who received notice via the notice transmission facilities of the case management and electronic filing system of the Bankruptcy Court (“CM-ECF”) and by first class, postage prepaid, United States Mail to all those not subject to service by CM-ECF, including the Debtor. The motion and notice were sufficient under the circumstances and no further notice of this stipulated order is required.

8. J.W. and Debtor have stipulated to this order, conditioned on Court approval, after notice as described above.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that:

A. The stay provided for in Bankruptcy Code §362 is modified for the sole purpose of permitting Sister to seek entry of the State Court Order by the State Court.

B. The stay will remain in effect as to the Debtor for all other purposes.

C. This Order shall be immediately effective.

### END OF ORDER ###

Respectfully submitted,

CURTIS AND LUCERO

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